

# **Interview Summary**

Application No.  
**09/239,426**

Applicant(s)  
**Lee et al**

Examiner  
**S. Mark Clardy**

Art Unit  
**1616**



All participants (applicant, applicant's representative, PTO personnel):

(1) S. Mark Clardy

(3) \_\_\_\_\_

(2) Paul Fair (Att.)

(4) \_\_\_\_\_

Date of Interview Apr 28, 2003

Type: a) ☒ Telephonic      b) ☐ Video Conference  
c) ☐ Personal [copy is given to 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes      e) ☒ No. If yes, brief description:

Claim(s) discussed: None

Identification of prior art discussed:  
none

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

1. Applicant will file another re-issue declaration specifying "at least one" specific error.

2. The two non-prior art patents discussed at the end of the previous two office actions (Stern et al and Anderson et al) were mentioned because they were deemed to be relevant to the subject matter of the instant application. There are significant differences, however, that indicate that interference proceedings are inappropriate, specifically: applicants' required antifoaming agent (applicants' arguments notwithstanding), the required high boiling point solvents of Stern et al, and the required edible solvents of Anderson et al.

3. Applicants may present further arguments that the antifoaming agent is not, in fact, a required component.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

**S. MARK CLARDY  
PRIMARY EXAMINER  
ART UNIT 1616**

Examiner's signature, if required

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.